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**FAX TRANSMISSION****DATE:** June 20, 2005**PTO IDENTIFIER:** Application Number 09/852070-Conf. #3533

Patent Number

**Inventor:** Daniel K. HILTGEN et al.**MESSAGE TO:** US Patent and Trademark Office**FAX NUMBER:** (703) 872-9306**FROM:** LAHIVE & COCKFIELD, LLP

Kevin J. Canning

**PHONE:** (617) 227-7400**Attorney Dkt. #:** SMQ-122/P6281**PAGES (Including Cover Sheet):** 21

**CONTENTS:** Per conversation with Examiner M. J. Yigdall today, the Amendment filed in connection with this application on May 25, 2005 was inadvertently sent by facsimile with the final page of the Amendment unsigned. All of the other transmittal document pages were properly signed. Attached is a copy of the fully executed Amendment and associated paperwork.

Thank You.

Kevin J. Canning

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**LAHIVE & COCKFIELD, LLP**

28 State Street, Boston, Massachusetts 02109

Telephone: (617) 227-7400 Facsimile: (617) 742-4214

PTO/SB/97 (08-04)

Approved for use through 07/31/2008. OMB 0561-0031  
U. S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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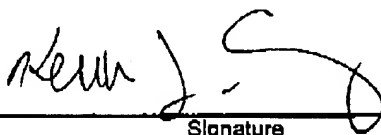
Application No. (if known): 09/852070

Attorney Docket No.: SMQ-122

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on June 20, 2005  
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Kevin J. Canning

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35,470

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Copy of previously filed Amendment (15 pages)  
Amendment Transmittal plus duplicate (2 pages)

**FAX TRANSMISSION****DATE:** May 25, 2005**PTO IDENTIFIER:** Application Number 09/852070-Conf. #3533

Patent Number

**Inventor:** Daniel K. HILTGEN et al.**MESSAGE TO:** US Patent and Trademark Office**FAX NUMBER:** (703) 872-9306**FROM:** LAHIVE & COCKFIELD, LLP

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<b>CONTENTS:</b>	Amendment (15 pages)
	Amendment Transmittal plus duplicate (2 pages)
	Certificate of Transmission (1 page)

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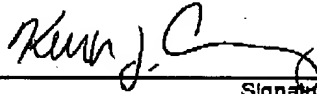
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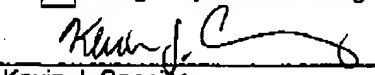
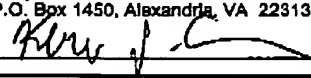
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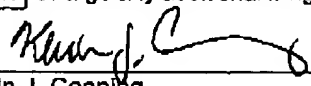
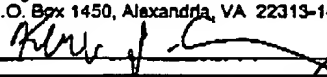
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Amendment (15 pages)

Amendment Transmittal plus duplicate (2 pages)

<b>AMENDMENT TRANSMITTAL LETTER</b>				Docket No. SMQ-122/P6281	
Application No. 09/852070-Conf. #3533		Filing Date May 9, 2001		Examiner M. J. Yigdall	
				Art Unit 2192	
Applicant(s): Daniel K. HILTGEN <i>et al.</i>					
Invention: METHOD, SYSTEM, AND PROGRAM FOR PROVIDING PATCH EXPRESSIONS USED IN DETERMINING WHETHER TO INSTALL A PATCH					
<b>TO THE COMMISSIONER FOR PATENTS</b>					
Transmitted herewith is an amendment in the above-identified application.					
The fee has been calculated and is transmitted as shown below.					
<b>CLAIMS AS AMENDED</b>					
	Claims Remaining After Amendment	Highest Number Previously Paid	Number Extra Claims Present	Rate	
Total Claims	32	- 32 =		x	
Independent Claims	4	- 4 =		x	
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					
Other fee (please specify):					
<b>TOTAL ADDITIONAL FEE FOR THIS AMENDMENT:</b>					0.00
<input checked="" type="checkbox"/> Large Entity <span style="margin-left: 200px;"><input type="checkbox"/> Small Entity</span>					
<input checked="" type="checkbox"/> No additional fee is required for this amendment.					
<input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of \$ _____. A duplicate copy of this sheet is enclosed.					
<input type="checkbox"/> A check in the amount of \$ _____ to cover the filing fee is enclosed.					
<input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.					
<input checked="" type="checkbox"/> The Director is hereby authorized to charge and credit Deposit Account No. <u>12-0080</u> as described below. A duplicate copy of this sheet is enclosed.					
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<input checked="" type="checkbox"/> Charge any additional filing or application processing fees required under 37 CFR 1.16 and 1.17.					
 Kevin J. Canning Attorney Reg. No.: 35,470				Dated: <u>May 25, 2005</u>	
LAHIVE & COCKFIELD, LLP 28 State Street Boston, Massachusetts 02109 (617) 227-7400					
I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office, facsimile no. (703) 872-9306 at MS AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below. Dated: May 25, 2005      Signature:  (Kevin J. Canning)					

COPY

<b>AMENDMENT TRANSMITTAL LETTER</b>				Docket No. SMQ-122/P8281	
Application No. 09/852070-Conf. #3533	Filing Date May 9, 2001	Examiner M. J. Yigdall	Art Unit 2192		
Applicant(s): Daniel K. HILTGEN <i>et al.</i>					
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Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					
Other fee (please specify):					
<b>TOTAL ADDITIONAL FEE FOR THIS AMENDMENT:</b>					0.00
<input checked="" type="checkbox"/> Large Entity <span style="margin-left: 200px;"><input type="checkbox"/> Small Entity</span>					
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 Kevin J. Canning Attorney Reg. No.: 35,470  LAHIVE & COCKFIELD, LLP 28 State Street Boston, Massachusetts 02109 (617) 227-7400				Dated: <u>May 25, 2005</u>	
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Dated: May 25, 2005

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(Kevin J. Canning)

Docket No.: SMQ-122/P6281  
(PATENT)**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Daniel K. Hiltgen *et al.*

Application No.: 09/852070

Confirmation No.: 3533

Filed: May 9, 2001

Art Unit: 2192

For: METHOD, SYSTEM, AND PROGRAM FOR  
PROVIDING PATCH EXPRESSIONS USED  
IN DETERMINING WHETHER TO INSTALL  
A PATCH

Examiner: M. J. Yigdall

**AMENDMENT AFTER FINAL ACTION (37 C.F.R. SECTION 1.116)**

MS AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

**INTRODUCTORY COMMENTS**

In response to the Office Action dated March 25, 2005, finally rejecting claims 1-32, please amend the above-identified U.S. patent application as follows:

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks/Arguments** begin on page 12 of this paper.